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IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	MISC. S-02-0047-DFL-JFM
	)	
Plaintiff,	)	
	)	ORDER OF
v.	)	CONTINUING GARNISHMENT
	)	
SCOTT KENT,	)	
	)	
Defendant and	)	
Judgment Debtor.	)	
_____ ETTORE'S,	)	
	)	
Garnishee.	)	
_____	)	

A Writ of Continuing Garnishment, directed to the garnishee, has been duly issued and served upon the garnishee. The garnishee filed an Answer of Garnishee stating that at the time of service of the Writ, the judgment debtor is an employee of the garnishee; the judgment debtor's pay period is semi-monthly; and the judgment debtor's disposable earnings per pay period are \$1,215.86.

The balance owing by the judgment debtor on the judgment is \$46,508.95 as shown in the Application For Writ of Continuing Garnishment filed herein.

1 The judgment debtor was served by the garnishee with the Answer  
2 of Garnishee, and has not filed a written objection or requested a  
3 hearing within 20 days, as set forth in 28 U.S.C. § 3205(c)(5). The  
4 debtor has not requested a hearing on a claim of exemption, as set  
5 forth in 28 U.S.C. § 3014(b)(2).

6 Pursuant to 28 U.S.C. § 3205(c)(7), after the garnishee files  
7 an answer, and if no hearing is requested within the required time  
8 period, the court shall promptly enter an order directing the  
9 garnishee as to the disposition of the judgment debtor's non-exempt  
10 earnings.

11 ACCORDINGLY, IT IS ORDERED that the garnishee Ettore's, shall  
12 forward to the U.S. District Court Clerk twenty-five percent (25%)  
13 of the disposable earnings (gross wages less required deductions for  
14 federal income tax, federal social security, Medicare tax, state  
15 income tax, state disability insurance and payments to a public  
16 employee retirement system) per pay period owing by the garnishee to  
17 the judgment debtor, beginning on the date the garnishee received  
18 the Writ of Continuing Garnishment, and continuing said payments for  
19 all subsequent pay periods until the judgment in favor of the United  
20 States is paid in full. The garnishee shall, however, pay to the  
21 judgment debtor minimum net wages of \$303.75 per pay period.

22 DATED: February 26, 2007.

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24   
25 UNITED STATES MAGISTRATE JUDGE  
26  
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/kent.gar